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STATE COLLEGE SYSTEM

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Ballot Title

STATE COLLEGE SYSTEM. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Amends Article XX, section 23, of State Constitution to make president pro tempore of Senate an ex officio member, having equal rights and duties with nonlegislative members, of any state agency created by Legislature in field of public higher education which is charged with management, administration and control of State College System of California. Financial impact: Minor, if any, state costs.

FINAL VOTE CAST BY LEGISLATURE ON ACA 88 (PROPOSITION 14):

ASSEMBLY—Ayes, 56	SENATE—Ayes, 27
Noes, 13	Noes, 0

Analysis by Legislative Analyst**PROPOSAL:**

At present the California State University and Colleges (CSUC) system is governed by 21 trustees. Five of these are trustees because of other offices they hold. These are (1) the Governor, (2) the Lieutenant Governor, (3) the Superintendent of Public Instruction, (4) the Speaker of the Assembly, and (5) the appointed chief executive officer of the CSUC system. The 16 other members are appointed to eight-year terms by the Governor with the approval of the Senate.

This proposition increases the number of trustees from 21 to 22, the added position to be the President pro Tempore of the State Senate. The President pro Tempore of the Senate is elected by his fellow Senators and among other duties serves as chairman of a five-member Rules Committee which has as its primary function management of the Senate's business.

FISCAL EFFECT:

Addition of this position to the CSUC board of trustees will result in minor, if any, state cost.

Study the Issues Carefully

Text of Proposed Law

This amendment proposed by Assembly Constitutional Amendment 88 (Statutes of 1974, Resolution Chapter 49) expressly amends an existing section of the Constitution; therefore, new provisions proposed to be inserted are printed in *italic type* to indicate that they are new.

PROPOSED AMENDMENT TO ARTICLE XX

SEC. 23. Notwithstanding any other provision of this Constitution, the Speaker of the Assembly *and the President pro Tempore of the Senate* shall *each* be an ex officio member, having equal rights and duties with the nonlegislative members, of any state agency created by the Legislature in the field of public higher education which is charged with the management, administration, and control of the State College System of California.

Remember to Vote on Election Day

Tuesday, November 5, 1974

Argument in Favor of Proposition 14

A yes vote on **Proposition 14** will add the President pro Tempore of the State Senate to the Board of Trustees of the California State University and Colleges. This board governs the largest system of higher education in the country—our nineteen state universities and colleges.

The Governor, Lt. Governor, Speaker of the Assembly, and Superintendent of Public Instruction are already ex officio members of the Board of Trustees. In addition, there are sixteen public members appointed by the Governor for eight-year terms.

Proposition 14 was recommended by a joint legislative committee after an intensive two-year study of California higher education. The committee considered several alternatives for the composition of this governing board, including removal of all ex officio members. Granting there is some risk of politicizing governing boards by their presence, these boards have tremendous impact on state educational policy, and there is more value in having some members who are directly responsible to the people of California.

Proposition 14 provides for appropriate ex officio membership from both the executive and legislative branches of government.

The Speaker of the Assembly sits on the board as the chosen leader of the Assembly. The Lt. Governor sits on the Board of Trustees because of his role as President of the Senate. But, unlike the Speaker, the Lt. Governor is not elected by his colleagues and has little or no day-to-day contact with the body he supposedly represents.

The President pro Tempore of the Senate is a more appropriate legislative representative. He is the elected leader of all our senators—both Republican and Democratic.

THE GOVERNOR AND LT. GOVERNOR FUNCTION ON THE BOARD OF TRUSTEES AS REPRESENTATIVES OF THE EXECUTIVE BRANCH OF GOVERNMENT. PROPOSITION 14 PROVIDES FOR ADEQUATE AND APPROPRIATE REPRESENTATION FOR THE LEGISLATIVE BRANCH AS WELL.

JOHN VASCONCELLOS
Assemblyman, 24th District

WILLIE L. BROWN, JR.
Assemblyman, 18th District

HOWARD WAY
Senator, 15th District

Rebuttal to Argument in Favor of Proposition 14

The proponents of Proposition 14 concede there is more value in having some members on the CSUC Board of Trustees who are directly responsible to the people of California, **YET THEY ARE PROPOSING TO PLACE ON THE BOARD A MEMBER WHO IS ELECTED BY ONLY ONE OF 40 SENATORIAL DISTRICTS WITHIN THE STATE!**

The proponents acknowledge the risk of "politicizing" the CSUC Board of Trustees by the presence of ex officio members, **YET THEY ARE WILLING TO COMPOUND THE POTENTIAL FOR POLITICAL INFLU-**

ENCE ON THE BOARD BY PLACING ANOTHER POLITICIAN AMONG ITS MEMBERS!

Vote NO on Proposition 14 and prevent unnecessary and arbitrary imbalancing of membership on the CSUC Board of Trustees.

Vote NO on Proposition 14 to prevent greater potential of undesirable political influence by a member who is not elected by the people of the entire State of California.

JOHN L. E. "BUD" COLLIER
Republican Nominee, 61st Assembly District

Argument Against Proposition 14

VOTE AGAINST POLITICS IN CALIFORNIA POSTSECONDARY EDUCATION!

VOTE "NO" ON PROPOSITION 14.

California's institutions of postsecondary education must be kept free from political pressures. The people of California must ensure they have their interests represented in the governance of the California State Universities and Colleges. Arbitrary, political changes in composition of the governing boards of California's institutions of higher education must not be permitted. The defeat of this Proposition will guarantee continued representation of the people of California on the Board of Trustees of the California State Universities and Colleges.

THE PROBLEM:

The membership of the Board of Trustees of the CSUC should not be arbitrarily imbalanced by replacing the Lieutenant Governor, who is the **President** of the California State Senate, with the **President pro Tempore** of the Senate. The Lieutenant Governor has been a member of the Trustees of California State University and Colleges since the system formation in 1951. In 1970, the voters passed a constitutional amendment which authorized the Speaker of the Assembly, the presiding officer of that body, to be a voting member of the Trustees. Thus, the presiding members of both houses of the legislature are members of the Board of Trustees, and also are members of the Board of Regents of the University of California. Proposition 14 would upset this balance and revise the membership unnecessarily.

Replacing a representative of the people of the entire State of California with a representative of a single senatorial district arbitrarily denies the taxpayers, who support the CSUC, representation on the Board of Trustees which they have enjoyed for over 23 years. The Lieutenant Governor is elected by the people of the entire

state. The President pro Tempore of the Senate is elected only by the electorate of a senate district, and would be more prone to pressure politics by the academic community.

THE REASONS FOR THE PROBLEM:

Membership on the Board of Trustees of the CSUC is an important position in regard to establishing future goals and directions of many of California's postsecondary educational institutions. The path of least resistance for a politician to obtain membership on the Board, without having to answer to a large segment of the public, is via the office of the President pro Tempore of the Senate.

THE SOLUTION:

YOUR "NO" VOTE ON PROPOSITION 14 WILL:

1. Retain on the Board of Trustees of the CSUC a representative elected by the people of the State.
2. Maintain balance on the Board by retaining the membership of the presiding officers of the State Senate and Assembly.
3. Prevent an arbitrary, political, and unnecessary change in the membership of the Board.

YOUR "NO" VOTE WILL DEFEAT A LAW:

1. Reducing the voice of the people on the Board of Trustees of the CSUC.
2. Placing a member on the Board who would be prone to political pressures by the academic community.
3. Arbitrarily changing the membership of the Board of the CSUC.

I URGE YOU TO VOTE "NO" ON PROPOSITION 14.

JOHN L. E. "BUD" COLLIER
Republican Nominee, 61st Assembly District

Rebuttal to Argument Against Proposition 14

Don't be fooled by the opposition argument. It is **incorrect** and **misleading**. Proposition 14 neither removes nor replaces the Lt. Governor as a member of our State University and Colleges Board of Trustees. This measure has **nothing** to do with inserting politics into California postsecondary education. It is supported by a strong majority of legislators—Republicans and Democrats alike.

The opposition argument is based on the erroneous statement that the Lt. Governor would no longer be a member of the Board. **Proposition 14 deletes no one; it merely adds one member**, the President pro Tempore of the Senate. The President pro Tempore is the elected leader of all our state senators; he is an appropriate legislative representative. The Lt. Governor is a representative of the Executive branch of government.

Proposition 14 is not an arbitrary political change. It results from a careful two-year study of California postsecondary education by a bipartisan committee.

Certainly, the independence of postsecondary education from partisan politics must be preserved. Likewise, our institutions of postsecondary education must be protected from dominance by either the Legislature or Executive. The Governor and Lt. Governor serve on the board which governs our state universities and colleges. Additionally, the Governor appoints 16 members of the 21-member board. A yes vote on Proposition 14 will provide for appropriate representation of the legislative branch of government as well.

VOTE "YES" ON PROPOSITION 14.

JOHN VASCONCELLOS
Assemblyman, 24th District

WILLIE L. BROWN, JR.
Assemblyman, 18th District

HOWARD WAY
Senator, 15th District